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5 IN THE UNITED STATES DISTRICT COURT
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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8 BHAMBRA LAKHBIR, IRVINDER S.
9 DHANDA, et al.,

No. C 09-06092 SI

10 Plaintiffs,

**ORDER DISMISSING ACTION
WITHOUT PREJUDICE PURSUANT TO
FRCP 4(m)**

11 v.

12 STATE OF CALIFORNIA, et al.,

13 Defendants.
14 _____/

15 On April 13, 2010, the Court issued an order directing plaintiffs to show cause no later than
16 April 23, 2010 why this action should not be dismissed for failure to prosecute. In that order, the Court
17 also advised plaintiffs that if they did not serve defendants with a copy of the summons and complaint
18 by April 29, 2010, the action would be dismissed without prejudice pursuant to Federal Rule of Civil
19 Procedure 4(m) ("If a defendant is not served within 120 days after the complaint is filed, the court . .
20 . must dismiss the action without prejudice against that defendant or order that service be made within
21 a specified time").

22 The dates specified for showing cause and for serving defendants have now expired, and
23 plaintiffs have apparently taken no action in response to the Court's order. Accordingly, this action is
24 hereby DISMISSED without prejudice in accordance with Federal Rule of Civil Procedure 4(m).

25 **IT IS SO ORDERED.**

26 Dated: May 17, 2010



27 SUSAN ILLSTON
28 United States District Judge

United States District Court
For the Northern District of California

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